

TUMWATER CITY COUNCIL MEETING
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CONVENE: 7:00 p.m.

PRESENT: Mayor Pete Kmet, Councilmembers Eileen Swarthout, Ed Hildreth, Nicole Hill, Debbie Sullivan, Tom Oliva, and Neil McClanahan.

Excused: Councilmember Joan Cathey.

Staff: City Administrator John Doan, City Attorney Karen Kirkpatrick, Police Chief John Stines, Community Development Director Michael Matlock, Finance Director Ursula Euler, Public Works Director Jay Eaton, Assistant City Administrator Heidi Behrends-Cerniwey, Building and Fire Safety Official John Darnall, and Recording Secretary Tom Gow.

ADDITIONS TO AGENDA: There were no changes to the agenda.

SPECIAL ITEMS:

CODE OFFICIAL OF THE YEAR: Director Matlock recognized John Darnall, Building and Fire Safety Official, for receiving the 2015 Gerald H. Jones Code Official of the Year Award from the International Code Council. He earned the award for meritorious contributions demonstrating professional abilities that serve as examples for all code officials and advance the cause of building safety. During his 30 years of public service, Building Official Darnall has furthered the cause of safety in the built environment as demonstrated by his service as a building safety professional and as a Washington Association of Building Officials member where he served two terms as President.

A short video of the award ceremony was played.

Building Official Darnall also received another award of a lifetime honoree membership to the Washington State Association of Permit Technicians.

Building Official Darnall spoke of his employment with the City and his support for the City both as an employee and as a resident. He shared information on his career switch from construction to becoming a building inspector in 1985. He described the building inspection process and thanked everyone for the recognition.

PUBLIC COMMENT: **Jim Tuggle, 3092 Hampton Drive SW, Tumwater,** acknowledged the City's assistance for enhancing landscaping off Crosby Boulevard

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adjacent to Somerset Hill. The neighborhood also upgraded its landscaping with the assistance of the City. Mr. Tuggle spoke to the ineffective presentation by representatives from the Department of Fish and Wildlife during a recent Council worksession. One of the questions not sufficiently addressed pertained to pollution on the river from the hatchery. The hatchery must be constructed under the specifications of the Department of Ecology. Healthy salmon rivers contain natural pollution supporting ecological functions of the river system. Water produced from the new hatchery will be cleaner than river water. He urged the Council to pursue oversight of the hatchery planning process and offered to answer any questions about the hatchery process.

Pamela Hanson (undisclosed address) commented on the presidential election process, results of the recent brewery property auction, and problems with cellular phone jamming.

Ellen, a student from Black Hills High School, commented on her interest in attending a Council meeting.

**CONSENT
CALENDAR:**

- a. Approval of Minutes: Regular Meeting, October 20, 2015; Worksession, October 13, 2015
- b. Payment of Vouchers
- c. Timberland Regional Library Agreement
- d. 2016 Community Human Services Program Funding Recommendation
- e. Resolution No. R2015-017, Development Agreement Amendment – 27 Acre Property at NW Corner of Israel Road and I-5
- f. Contract Award: Palermo Wellfield Redevelopment, Phase 4A
- g. Ordinance No. O2015-012, Ad Valorem for Special Levy
- h. Washington State Department of Transportation Amendment No. 13
- i. “T” Street Park Naming

MOTION:

Councilmember Hill moved, seconded by Councilmember Sullivan, to approve the consent calendar as published. Motion carried.

Mayor Kmet reviewed the items approved on the consent calendar.

**PUBLIC
HEARINGS:**

ORDINANCE NO. Director Eaton reported in 2014, the Council established the

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**O2015-013,
ASSUMPTION OF
THE
TRANSPORTATION
BENEFIT
DISTRICT:**

Tumwater Transportation Benefit District (TBD). At that time, legislation dictated that the governing body would be an ex-officio and independent capacity of the Council legislative body as a separate governing board of Councilmembers. Subsequently, the governing board established a charter, bylaws, and meeting schedule. During the 2015 legislative session, new legislation changed the governing body of TBDs allowing for abolishment of the board and making oversight of the TBD the responsibility of the City Council.

The proposed ordinance abolishes the TBD Board and reassigns the authority to the City Council, as well as repealing the charter, bylaws, and the meeting schedule because the rules exist under the Council's current policies. Staff recommends accepting public testimony and approving the ordinance.

Director Eaton addressed questions about the establishment of the TBD and funding for the TBD approved by the voters. The ordinance does not impact the establishment of the TBD or the funding decision by the voters. The new operating mode will achieve a number of efficiencies by avoiding the operation of two different entities.

Mayor Kmet opened the public hearing at 7:43 p.m. With there being no public testimony, Mayor Kmet closed the public hearing at 7:43 p.m.

MOTION:

Councilmember McClanahan moved, seconded by Councilmember Oliva, to approve Ordinance No. O2015-013, Assumption of the Transportation Benefit District (TBD) by City Council.

Mayor Kmet described the action as allowed under current state law.

MOTION:

Motion carried unanimously.

**ORDINANCE NO.
O2015-011, AD
VALOREM FOR
REGULAR
PROPERTY TAXES
FOR THE YEAR
2016:**

Director Euler reported that each year, the Council considers an ordinance as required by the RCW to increase the City's regular property tax for 2016. The ordinance increases the property tax levy from 2015 to 2016 excluding annexations and new construction. Staff recommends moving the ordinance to a second reading after accepting public testimony relating to the tax revenue of the general fund fixing the regular property tax levy for the City of Tumwater for fiscal year ending December 31, 2016. The increase is based on the Consumer Price Index (CPI) equating to an increase of 1.6%.

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Mayor Kmet opened the public hearing at 7:47 p.m. With there being no public testimony, Mayor Kmet closed the public hearing at 7:47 p.m.

MOTION: Councilmember McClanahan moved, seconded by Councilmember Hill, to move Ordinance No. O2015-011, Ad Valorem for Regular Property Taxes for the year 2016 to a second reading on November 17, 2015. Motion carried unanimously.

**COUNCIL
CONSIDERATIONS:**

**2016 LEGISLATIVE
AGENDA:** City Administrator Doan presented the proposed 2016 Legislative Agenda for 2016. Each year, the Council adopts a legislative agenda, a tool, to provide input to the City's legislative delegation on legislative issues of importance to the City. The City participates in the collective effort of the Shared Legislative Strategies involving Tumwater, Lacey, Olympia, Port of Olympia, Thurston Economic Development Council, Thurston County, and the Thurston Chamber of Commerce advocating for a package of legislative priorities.

Previous successful efforts include receipt of funds to both Olympia and the City for repairs to Mottman Road. The City received funding for trail improvements, and in partnership with the Department of Fish and Wildlife, the Legislature awarded funds for the Deschutes River Hatchery. Additionally, the City advocated for resolution of conflicts between recreational marijuana regulations and medical marijuana regulations. Most shared revenue from the state was sustained by the Legislature. The Legislature also funded the Washington State Department of Transportation's move to a new regional facility from Tumwater.

City Administrator Doan reviewed the list of 2016 legislative issues of importance to the City:

- Tumwater Craft Brewing and Distilling Center
- Local Government Funding for Services and Infrastructure
- Resolve Public Records and Records Management Issues with Police Body Cams
- Assist with the Fix to Kirsop Road Flooding
- Fireworks Regulations
- Shared Legislative Agenda: JBLM Sustainability, Economic Development (funding for Innovation Partnership Zones),

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Criminal Justice and Mental Health Reform and Funding, Dredging and Clean Up of Budd Inlet, Shared Study of I-5 Nisqually to Exit 99, and funding for Tumwater Craft Brewing and Distilling Center

Mayor Kmet recommended the inclusion of the Deschutes Fish Hatchery.

Councilmember Hill spoke in support of including the Criminal Justice and Mental Health Reform and Funding package as it speaks to the region's joint collaboration on the issue. City Administrator Doan commented on the increasing costs in law enforcement directly attributable to the exceeding number of jail beds required by the City, which is likely not sustainable and requires addressing some alternatives to incarceration and mental health issues.

MOTION: Councilmember Oliva moved, seconded by Councilmember Sullivan, to approve the 2016 Legislative Agenda as presented.

FRIENDLY AMENDMENT: Councilmember Hill offered a friendly amendment to include the Deschutes Fish Hatchery. The makers of the motion accepted the friendly amendment.

MOTION: Motion carried unanimously as amended.

COMMITTEE REPORTS:

PUBLIC SAFETY: The committee received a briefing on the outcome of this year's 4th of July fireworks. The next meeting is scheduled for Tuesday, November 10.
Ed Hildreth

GENERAL GOVERNMENT: There was no report.
Joan Cathey

PUBLIC WORKS: The next meeting is on Thursday, November 5 and includes briefings on 2016 Comprehensive Stormwater Management Plan, Master Interlocal Agreement with Lewis County, Tyee Drive Extension and Israel Road Improvements – Scope of Work, and the E Street Extension Corridor Study – Alternatives Analysis and Recommendations.
Neil McClanahan

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**BUDGET AND
FINANCE:**
Pete Kmet

The committee forwarded a funding recommendation for four human services funding awards.

**MAYOR/CITY
ADMINISTRATOR'S
REPORT:**

Mayor Kmet reported on recent activities involving a meeting with a new Colonel at Joint Base Lewis McChord and attendance to the graduation ceremony of the City's first Citizens Police Academy.

City Administrator Doan shared several notes and letters received by the City acknowledging the work and efforts of several staff members.

**COUNCILMEMBER
REPORTS:**

Eileen Swarthout:

Councilmember Swarthout acknowledged actions by the Public Works Department to clear a flooded street clogged with leaves.

Ed Hildreth:

The Visitor and Convention Bureau Board of Directors provided the new director with a 90-day plan.

The TCOMM Committee jointly met with administration and the Operations Board to approve the 2016 budget. Some overtime was cut from the budget.

Nicole Hill:

Thurston County Food Bank has a new refrigerated facility at Mottman Industrial Park.

The Joint Animal Services Commission is scheduled to review the 2016 budget. The projection is for a 2.5% increase.

Debbie Sullivan:

During the Intercity Transit Authority worksession, members spent time on the 2016-2021 Draft Strategic Plan and the 2016 draft budget. Members reviewed the discounted bus pass program afforded to nonprofit agencies.

The Community Action Council of Lewis, Mason, and Thurston County has scheduled a board retreat on November 6 and 7.

Tom Oliva:

The next meeting of the LOTT Clean Water Alliance Board is on Thursday, November 12 because of the Veterans Day holiday. The

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next meeting of the Thurston Regional Planning Council is on Friday, November 6.

Councilmember Oliva reported on his visit to the Center for Business and Innovation operated by South Puget Sound Community College at its Lacey branch in cooperation with the Thurston Economic Development Council.

Councilmember Oliva encouraged citizens to vote.

Neil McClanahan: The Association of the United States Army has not recently met.

Alliance for Healthy South Sound continues its work on future efforts to improve Puget Sound.

The Thurston County Housing Task Force has combined with the HOME Consortium subgroup and formed a new entity of HCAC – Housing Citizens Advisory Committee. Two meetings are planned of the HOME Consortium followed by the Community Investment Partnership. The HOME Consortium is contributing \$3.5 million to the joint effort under the merged organization. The HOME Consortium has scheduled one last meeting prior to the end of the year followed by dissolution of the organization prior to February 16, 2016 to fulfill federal requirements.

City Administrator Doan noted the Council has scheduled a discussion on the new organization at an upcoming worksession.

Mayor Kmet encouraged everyone to attend the Veterans Day ceremony on November 11 at 11 a.m. at the State Capitol.

ADJOURNMENT: **With there being no further business, Mayor Kmet adjourned the meeting at 8:23 p.m.**

Prepared by Valerie L. Gow, Recording Secretary/President
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